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OFFICE OF PETITIONS

In re Application of
HUGH S. JR. WEST, et al
Application No. 10/712,316
Filed: November 13, 2003
Attorney Docket No. ZL0253

DECISION ON PETITION
UNDER 37 CFR 1.137(b)

This is a decision on the petition filed October 14, 2005 under 37 CFR 1.137(b), to revive the above-identified application.

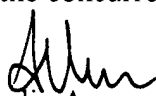
The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Restriction Requirement mailed August 11, 2005 which set a shortened statutory period for reply of one (1) month or thirty (30) days (whichever is later). No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on September 12, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137 (b) in that (1) the reply in the form of an election; (2) the petition fee of \$1500 for a large entity; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the restriction requirement of August 11, 2005 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Amelia Au at (571) 272-7414. All other inquiries concerning either the examination or status of the application should be directed to the Technology Center.

The application file is being referred to Technology Center Art Unit 3739 for appropriate action on the concurrently filed amendment.


Amelia Au
Petitions Examiner
Office of Petitions